

CHAPTER 215

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 22-1154

BY REPRESENTATIVE(S) McLachlan and Valdez D., Lindsay, McCormick, Michaelson Jenet, Sandridge, Soper;
also SENATOR(S) Coram, Liston, Moreno.

AN ACT

CONCERNING THE CREATION OF A COLORADO ROTARY LICENSE PLATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **add** 42-3-262 as follows:

42-3-262. Special plates - Colorado rotary - fees - definition. (1) BEGINNING ON OR BEFORE JANUARY 1, 2023, OR WHEN THE DEPARTMENT IS ABLE TO ISSUE THE PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE WITH THIS SECTION FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

(2) (a) THERE IS HEREBY ESTABLISHED THE COLORADO ROTARY LICENSE PLATE.

(b) THE DEPARTMENT SHALL USE A DESIGN FOR THE COLORADO ROTARY LICENSE PLATE FROM THE ROTARY DISTRICTS OF COLORADO, BUT THE DESIGN MUST CONFORM TO DEPARTMENT STANDARDS AND BE APPROVED BY THE DEPARTMENT.

(3) A PERSON QUALIFIES FOR COLORADO ROTARY LICENSE PLATES IF THE PERSON PAYS THE TAXES AND FEES REQUIRED UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT A CERTIFICATE ISSUED BY A ROTARY DISTRICT OF COLORADO CONFIRMING THAT THE PERSON IS A MEMBER IN GOOD STANDING.

(4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE PLATES UNDER THIS SECTION IS THE SAME AS THE AMOUNT OF THE TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT THAT THE DEPARTMENT SHALL COLLECT AN ADDITIONAL ONE-TIME FEE OF TWENTY-FIVE DOLLARS FOR ISSUANCE OR

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REPLACEMENT OF THE SPECIAL LICENSE PLATES. THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201.

(5) A QUALIFIED APPLICANT MAY APPLY TO THE DEPARTMENT FOR PERSONALIZED COLORADO ROTARY LICENSE PLATES. UPON PAYMENT OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6)(a) FOR PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE THE PLATES IF THE QUALIFIED APPLICANT COMPLIES WITH SECTION 42-3-211, EXCEPT AS PROVIDED IN THIS SUBSECTION (5). IF A QUALIFIED APPLICANT HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS TO A NEW SET OF COLORADO ROTARY LICENSE PLATES FOR THE VEHICLE UPON PAYING THE FEE REQUIRED BY SECTION 42-3-211 (6)(a) AND UPON TURNING IN THE EXISTING PLATES TO THE DEPARTMENT. A PERSON WHO HAS OBTAINED PERSONALIZED LICENSE PLATES UNDER THIS SUBSECTION (5) SHALL PAY THE ANNUAL FEE IMPOSED IN SECTION 42-3-211 (6)(b) FOR RENEWAL OF THE PERSONALIZED PLATES. THE FEES UNDER THIS SUBSECTION (5) ARE IN ADDITION TO ALL OTHER APPLICABLE TAXES AND FEES.

(6) AS USED IN THIS SECTION, "ROTARY DISTRICT OF COLORADO" MEANS THE DISTRICT OF 5440, 5450, OR 5470 WITHIN THE ROTARY INTERNATIONAL ORGANIZATION.

SECTION 2. In Colorado Revised Statutes, **amend** 42-3-312 as follows:

42-3-312. Special license plate surcharge. In addition to any other fee imposed by this article 3, an applicant for a special license plate created by rule in accordance with section 42-3-207, as the section existed when the plate was created, or special license plates issued pursuant to sections 42-3-211 to 42-3-214, sections 42-3-217 to 42-3-218, sections 42-3-221 to 42-3-234, sections 42-3-237 to 42-3-258, and ~~section~~ SECTIONS 42-3-260 AND **42-3-262** shall pay an issuance fee of twenty-five dollars; except that the fee is not imposed on special license plates exempted from additional fees for the issuance of a military special license plate by section 42-3-213 (1)(b)(II). The department shall transfer the fee to the state treasurer, who shall credit it to the licensing services cash fund created in section 42-2-114.5.

SECTION 3. Appropriation. (1) For the 2022-23 state fiscal year, \$18,184 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$15,976 from the general fund and \$2,208 from the license plate cash fund created in section 42-3-301 (1)(b), C.R.S. To implement this act, the department may use this appropriation as follows:

- (a) \$13,847 from the general fund for DRIVES maintenance and support;
 - (b) \$2,129 from the general fund for the purchase of information technology services; and
 - (c) \$2,208 from the license plate cash fund for use by vehicle services for license plate ordering.
- (2) For the 2022-23 state fiscal year, \$2,129 is appropriated to the office of the

governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(b) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of revenue.

SECTION 4. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 24, 2022